

REPORTS DOCKET

Dec. 9: Programs&Services; Public Safety&Transportation; Public Facilities Continued

Dec. 14: Finance; Zoning & Planning

Page 544

Dec. 15: Land Use

Tuesday, December 8, 2015

7:45 PM, Newton City Hall

To be reported on

MONDAY, DECEMBER 21, 2015

CITY OF NEWTON

IN BOARD OF ALDERMEN

REFERRED TO LAND USE COMMITTEE

Tuesday, December 15, 2015

Present: Ald. Laredo (Chairman), Ald. Albright, Crossley, Lipof, Schwartz, Lennon, Harney, and Cote; also present: Ald. Baker, Fuller, and Rice

Item Recommended by Full Board on December 8, 2015:

#180-15 EIGHTH RUN, LLC petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to add two dwelling units to an existing 1½-story single-family dwelling, which will involve removing historically insignificant additions and relocating the existing dwelling, ~~and to exceed the maximum lot coverage, locate parking within 20 feet of a side lot line, and locate a driveway within 10 feet of a side lot line at~~ 28 SUMNER STREET, Ward 7, Newton Centre, on land known as SBL 73, 48, 21, containing approximately 21,205 sf of land in a district zoned MULTI RESIDENCE 1. Ref: Sec 30-24, 30-23, 30-9(b)(5)a), and b), ~~30-15 Table 1, 30-19(m)~~, of the City of Newton Rev Zoning Ord, 2012. **(Land Use Committee Approved 7-0-1 (Laredo abstaining) on November 17, 2015)**
APPROVED 6-0-1 (Laredo abstaining; Cote not voting)

Hearing open and closed on November 17:

#480-14 STEPHEN VONA petition to rezone 283 MELROSE STREET, also known as Section 41, Block 14, Lot 10, from MULTI RESIDENCE 1 to a MIXED USE 4 DISTRICT. **(90 Days: February 15, 2016)**
REFERRED TO 2016-2017 CITY COUNCIL

- 480-14(3) STEPHEN VONA petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to restore and expand an existing structure known as the Turtle Lane Playhouse with office space above, to provide a mixed use building with an addition containing 6 dwelling units at street level and above and a second building containing a 23-unit multi-family dwelling with a below grade parking garage for 30 cars at 283 MELROSE STREET, Ward 4, Auburndale, on land known as SBL 41, 14, 10 containing approximately 43,783 sf of land [currently zoned MULTI RESIDENCE 1] in a proposed MIXED USE 4 DISTRICT. Ref: Sec 30-24, 30-23, 30-13(h)(2) Table B, 30-13(j)(1),(2),(3), 30-15 Table 3, 30-15(w)(1) and (4) and (w)(6), 30-5(b)(4), 30-19(d)(2), and (d)(18), and 30-19(m) of the City of Newton Rev Zoning Ord, 2012. *A Public Hearing was opened and continued on May 19, continued on June 23, and November 17:*
WITHDRAWAL WITHOUT PREJUDICE APPROVED 6-0 (Harney and Cote not voting)

A Public Hearing was opened and continued and closed on October 13:

- #229-15 LINDA BRENNAN & ROBERT H. LEE petition for a SPECIAL PERMIT/SITE PLAN APPROVAL for a SPECIAL PERMIT to construct a detached structure for an accessory apartment accessory to a single-family dwelling at 28 ORCHARD AVENUE, Ward 5, WABAN, on land known as SBL 54, 10, 1, containing approximately 19,850 square feet of land in a district zoned SINGLE RESIDENCE 2. Ref: Sec 30-24, 30-23, 30-8(d)(2) of the City of Newton Rev Zoning Ord, 2012.
MOTION TO APPROVE FAILED TO CARRY 4-4 (Albright, Crossley, Harney, Schwarz voting in the affirmative; Cote, Laredo, Lennon, Lipof opposed)

- #416-12(4) MAIN GATE REALTY LLC petition to AMEND Special Permit/Site Plan Approval for a Change in Nonconforming Use #416-12(3), granted August 12, 2013, which limited two existing tenant spaces to office, low parking demand/turnover service, or retail uses, ~~in order to allow office and storage space in the basement and~~ to re-stripe an existing parking lot to create five parking stalls, where four currently exist, and to waive the dimensional requirements for the parking stalls at 242-244 COMMONWEALTH AVENUE, Ward 7, Chestnut Hill, on land known as SBL 61, 13, 11, containing approximately 7,452 sq. ft. of land in a district zoned MULTI RESIDENCE 1. Ref: Sec 30-24, 30-23, 30-21(b), 30-19(h)(2)a) and (m) of the City of Newton Rev Zoning Ord. *A Public Hearing was opened on July 14, continued on August 4, October 13, October 20, November 17, when the hearing was closed.*
WITHDRAWAL WITHOUT PREJUDICE APPROVED 6-0 (Harney and Cote not voting)

- #416-12(5) JULIA WILLIAMSON/WALLY ZAINOUN, MAIN GATE REALTY petition to AMEND Special Permit/Site Plan #416-12(3), granted on August 12, 2013, and to AMEND special permit application #416-12(4), for which a public hearing was opened on July 13, 2015, with respect to EXTENDING a NONCONFORMING USE, to permit more than 3 customers for the service use on site at any one time and change the hours of operation of MODERN BARRE at 242-244 COMMONWEALTH AVENUE, Ward 7, Chestnut Hill, on land known as SBL 61, 13, 11, containing approximately 7,452 sq. ft. of land in a district zoned MULTI RESIDENCE 1. Ref: Sec 30-24, 30-23, 30-21(b), 30-19(m) of the City of Newton Rev Zoning Ord, 2012. *A Public Hearing was opened and continued on September 10, continued on October 13 and October 20, November 17, when the hearing was closed.)*
WITHDRAWAL WITHOUT PREJUDICE APPROVED 6-0 (Harney and Cote not voting)

A Public Hearing was opened, continued on October 13, and November 17:

- #231-15 CARTHAY INVESTMENT LLC. petition for a SPECIAL PERMIT/SITE PLAN APPROVAL to EXTEND and ALTER a NONCONFORMING USE in order to construct four attached dwellings in two new 2½-story structures and extend a nonconforming side setback at 5-7 and 9-11 CARTHAY CIRCLE, Ward 6, Newton Highlands, on land known as SBL 54, 22, 8A and 9, containing 7,130 and 7,980 square feet of land, respectively, in a district zoned BUSINESS 2. Ref: 30-24, 30-23, 30-21(b), 30-15 Table 3, of the City of Newton Rev Zoning Ord, 2012
HEARING CLOSED; APPROVED 7-0-1 (Lennon abstaining)

2016 Auto License Renewals

- #241-15 CLAY NISSAN OF NEWTON INC.
 431 Washington Street
 Newton Corner 02458 (Class 1)
APPROVED 7-0 (Lipof not voting)
- #242-15 VILLAGE MOTORS GROUP, INC.
 d/b/a HONDA VILLAGE
 371 Washington Street
 Newton Corner 02458 (Class 1)
APPROVED 7-0 (Lipof not voting)
- #251-15 JACOB'S AUTO SERVICE
 1232 Washington Street
 West Newton 02465 (Class 2)
APPROVED 7-0 (Lipof not voting)

#266-15 SAM'S AUTO CENTER
875 Washington Street
Newtonville 02460 (Class 2)
APPROVED 7-0 (Lipof not voting)

#255-15 MOTOR CARS OF BOSTON, INC.
(formerly MAVERICK MOTORS)
1191 Washington Street
West Newton 02465 (Class 2)
APPROVED 7-0 (Lipof not voting)

#267-15 SONOMA CLASSICS LLC.
1215 Chestnut Street/145 Wells Avenue
Newton
APPROVED 7-0 (Lipof not voting)

REFERRED TO LAND USE AND FINANCE COMMITTEES

#49-14 **LAND USE COMMITTEE** requesting discussion with the Chief Financial Officer and the Chief Information Officer regarding the critical need to implement technology which enables the development, management and use of shared, searchable, mobile-accessed (both read and write) database which contains parcel-based information that can be accessed by all city departments (including Planning, Inspectional Services (ISD), Assessing, Engineering, Fire, Police, Health), the Board of Aldermen and the community. This technology must support the work of ISD and other departments in both the office and the field to more effectively and efficiently monitor and enforce compliance with approved special permits and other related Board Orders.
FINANCE REFERRED TO THE 2016-2017 CITY COUNCIL 7-0 on 12/14/15
REFERRED TO 2016-2017 CITY COUNCIL 7-0 (Lipof not voting)

REFERRED TO ZONING & PLANNING, LAND USE & FINANCE COMMITTEES

#273-12 **ALD. CROSSLEY & HESS-MAHAN** requesting a restructuring and increase in fees for permits charged by the Inspectional Services Department and fees charged by the Planning Department and City Clerk to assure that fees are both sufficient to fund related services provided and simple to administer.
ZONING & PLANNING REFERRED TO 2016-2017 CITY COUNCIL 7-0 on 12/14/15
FINANCE VOTED NO ACTION NECESSARY 7-0 on 12/14/15
NO ACTION NECESSARY 7-0 (Lipof not voting)

REFERRED TO LAND USE & FINANCE COMMITTEES

- #276-10 **ALD. FULLER, CROSSLEY, DANBERG, LINSKY** requesting a review of guidelines for mitigation fund provisions to maximize the use of such funds on behalf of the city together with mechanisms by which the city can better track such funds to ensure they are used in a timely fashion.
FINANCE REFERRED TO 2016-2017 CITY COUNCIL 7-0 on 12/14/15
NO ACTION NECESSARY 7-0 (Lipof not voting)

REFERRED TO ZONING & PLANNING COMMITTEE

Monday, December 14, 2015

Present: Ald. Danberg (Acting Chairman), Baker, Kalis, Leary, Hess-Mahan, Yates and Sangiolo; absent: Ald. Johnson; also present: Ald. Gentile, Fuller, Lappin, Ciccone, Norton, Rice and Blazar

REFERRED TO ZONING & PLANNING AND FINANCE COMMITTEES

- #344-15 **COMMUNITY PRESERVATION COMMITTEE** recommending the appropriation of seventy-two thousand six hundred fifty-two dollars (\$72,652) from the Community Preservation Fund's historic and general reserves to the control of the Planning & Development Department for a grant to the New Art Center at 61 Washington Park *to create a renovation plan for their* National Register listed building that will comply with federal standards for historic rehabilitation. [11/18/15 @ 11:45 PM]
FINANCE APPROVED AS AMENDED 7-0
APPROVED AS AMENDED 7-0
- #196-15 **TAMMY ARCURI et al.** petition to rezone land known as Section 41, Block 6, Lots 11, 12, and Lot 13 1B located at 132 CHARLES STREET, AUBURNDALE, from MULTI RESIDENCE 2 to MANUFACTURING .
WITHDRAWAL WITHOUT PREJUDICE APPROVED 7-0
- #266-13 **ALD. YATES** requesting that the Law Department provide the Zoning & Planning and Land Use Committees and other interested members of the Board with legal advice on what parties have standing to challenge zoning ordinances and the relevant court cases involving uniformity. [08/05/13 @ 12:28PM]
NO ACTION NECESSARY 7-0
- #21-15 **ALD. YATES** requesting that priority be given to completing the Intents and Purposes of the Zoning Ordinance in Phase II of Zoning Reform.
NO ACTION NECESSARY 7-0

#195-15 ALDERMAN BAKER, FULLER, LAREDO, DANBERG, AND BLAZAR requesting discussion of possible City acquisition of land, or rights therein, located west of Hammond Pond Parkway, which land was formerly owned as public open space by the Metropolitan District Commission until conveyed into private ownership in 1954, and which abuts existing Newton conservation land.
NO ACTION NECESSARY 7-0

REFERRED TO PROG. & SERVICES AND ZONING & PLANNING COMMITTEES

#127-15 ALD. SANGIOLO requesting discussion with Health Department, Inspectional Services Department and the Economic Development Commission regarding the policy of food truck operations in the City of Newton
PROGRAMS & SERVICES VOTED NO ACTION NECESSARY 8-0
NO ACTION NECESSARY 7-0

#448-14 ALD. SANGIOLO requesting a discussion with the Newton Historical Commission regarding their process and policy of reviewing demolition applications.
NO ACTION NECESSARY 7-0

#338-14 ALD. HESS-MAHAN, KALIS, SANGIOLO AND DANBERG proposing a Large House Review ordinance requiring design review and approval of by-right single and multi-residence residential structures exceeding certain dimensional limits to be determined, to expire by December 31, 2015.
NO ACTION NECESSARY 7-0

#212-14 BOARD OF ALDERMEN requesting a discussion with the Executive and Inspectional Services Departments and the Commission on Disability regarding the creation of full-time positions to address the city's need re 1) ADA requirements and 2) zoning enforcement, including State building code, Newton's zoning ordinance, and special permits.
NO ACTION NECESSARY 7-0

#428-13 ALD. HESS-MAHAN requesting periodic updates on complaints of discrimination filed against the City of Newton under Section 504 of the 1973 Rehabilitation Act, the Fair Housing Act, and Title II of the Americans with Disabilities Act, based on the City's denial of housing and exclusion from participation by people with disabilities in the Newton HOME and CDBG programs filed with the U.S. Department of Housing and Urban Development.
NO ACTION NECESSARY 7-0

- #282-12 ALD. JOHNSON, CROSSLEY, DANBERG, SANGIOLO requesting quarterly reports, starting the last month of the quarter beginning December 2012, Re-implementation of *Ramping Up: Planning for a More Accessible Newton*.
NO ACTION NECESSARY 7-0
- #11-12 ALD. HESS-MAHAN & LINSKY requesting discussion on the implementation and enforcement of the provisions of Section 30-5(c)(1) of the Newton Ordinances which requires that “[w]henver the existing contours of the land are altered, the land shall be left in a usable condition, graded in a manner to prevent the erosion of soil and the alteration of the runoff of surface water to or from abutting properties.”
NO ACTION NECESSARY 7-0
- #267-13 LAND USE COMMITTEE proposing to amend Section 30-21(c) to permit de minimis relief for alterations, enlargements, reconstruction of or extensions to lawfully nonconforming structures in which the nonconformity is due to Floor Area Ratio (FAR) requirements set out in section 30-15(u) Table A, subject to administrative review by the Planning Department.
NO ACTION NECESSARY 7-0
- REFERRED TO FINANCE AND APPROPRIATE COMMITTEES**
- #288-15 HIS HONOR THE MAYOR submitting the FY 2017-FY 2021 Capital Improvement Plan pursuant to section 5-3 of the Newton City Charter.
REFERRED TO 2016-2017 CITY COUNCIL 7-0
- #195-15(3) ALD. ALBRIGHT, BAKER, BLAZAR, BROUSAL-GLASER, CICCONE, COTE, CROSSLEY, DANBERG, FULLER, GENTILE, HESS-MAHAN, JOHNSON, KALIS, LAPPIN, LEARY, LAREDO, LENNON, LIPOF, NORTON, RICE, SANGIOLO, SCHWARTZ, AND YATES requesting that, in order to preserve the conservation and recreation values of the land, and to protect existing adjacent public open spaces, the Board of Aldermen vote to acquire for the City of Newton either the undeveloped portion of the land at 300 Hammond Pond Parkway or a conservation restriction on such land.
REFERRED TO 2016-2017 CITY COUNCIL 7-0
- #170-15 ALD. HESS-MAHAN, JOHNSON, CROSSLEY AND ALBRIGHT requesting a discussion relative to the HUD Settlement with Supporters of Engine 6, the Fair Housing Center of Greater Boston and the Disability Law Center in conjunction with the Law and Planning Departments, to explain the settlement and possible implications for the Zoning Board of Appeals and the Board of Aldermen in terms of the City’s obligation to identify sites and facilitate the creation of, and issue permits for, affordable housing for 9-12 chronically homeless persons in Newton.
REFERRED TO 2016-2017 CITY COUNCIL 7-0

#169-15 ALD. SANGIOLO requesting a zoning amendment which would require any residential structures in Single Residence or Multi Residence zoning districts built after the demolition of an existing structure conform to new lot standards.

REFERRED TO 2016-2017 CITY COUNCIL 7-0

#168-15 THE NEWTON-NEEDHAM CHAMBER OF COMMERCE requesting a discussion of the Metropolitan Area Planning Council's 2015 Wells Avenue Market Study.

REFERRED TO 2016-2017 CITY COUNCIL 7-0

#110-15 HIS HONOR THE MAYOR requesting discussion of The Smart Growth Zoning Overlay District Act M.G.L. Chapter 40R and its potential application in Newton.

REFERRED TO 2016-2017 CITY COUNCIL 7-0

#109-15 HIS HONOR THE MAYOR requesting consideration of changes to the inclusionary housing provisions of the Zoning Ordinance to increase the required percentage of affordable units to 20% with the additional 5% set aside for middle income households.

REFERRED TO 2016-2017 CITY COUNCIL 7-0

#108-15 HIS HONOR THE MAYOR requesting consideration of changes to the Zoning Ordinance that would facilitate the creation of accessory apartment units, supportive of Newton's seniors.

REFERRED TO 2016-2017 CITY COUNCIL 7-0

#107-15 HIS HONOR THE MAYOR requesting discussion of approaches to create middle income housing as a means of allowing City of Newton employees the opportunity to live in the community in which they work.

REFERRED TO 2016-2017 CITY COUNCIL 7-0

REFERRED TO ZONING & PLANNING, LAND USE AND FINANCE COMMITTEES

#104-15 ALD. JOHNSON, LAREDO, AND GENTILE requesting a report from the Planning Department with the following information: How many of the affordable units developed at Commonwealth Avenue, Pearl Street, and Eddy Street qualify to be included on the State's Subsidized Housing Inventory List. If a property is not currently on the list, what can be done to make it eligible.

LAND USE REFERRED TO 2016-2017 CITY COUNCIL 7-0

FINANCE VOTED NO ACTION NECESSARY 7-0

REFERRED TO 2016-2017 CITY COUNCIL 7-0

#95-15 ALD. CROSSLEY, JOHNSON, LEARY, HESS-MAHAN, DANBERG, ALBRIGHT AND BLAZAR requesting a discussion with the Planning Department to consider the mix of uses in the Wells Avenue Office Park, with and without a second egress to the site, pursuant to the recent MAPC study recommending a strategic introduction of retail and restaurant uses to attract and sustain healthy commercial uses, and some number of residential units sufficient to support an economically viable and vibrant mixed use environment.

REFERRED TO 2016-2017 CITY COUNCIL 7-0

#86-15 ALD. CROSSLEY, ALBRIGHT, HESS-MAHAN, & JOHNSON requesting a review and discussion of Community Development Block Grant expenditures and past years' accounting to assess progress in meeting citywide program goals as adopted in the consolidated plan, including creating and sustaining affordable housing, as well as facilities improvements in approved neighborhood districts.

REFERRED TO 2016-2017 CITY COUNCIL 7-0

#447-14 ALD. SANGIOLO proposing an ordinance requiring the submission of building plans with applications for full or partial demolitions.

REFERRED TO 2016-2017 CITY COUNCIL 7-0

#446-14 ALD. SANGIOLO requesting a discussion with the Commission on Disability regarding the status of City compliance with ADA regulations.

REFERRED TO 2016-2017 CITY COUNCIL 7-0

#445-14 ALD. SANGIOLO requesting an update with members of the Newton Fair Housing Committee on the status of housing opportunities in the City of Newton.

REFERRED TO 2016-2017 CITY COUNCIL 7-0

REFERRED TO ZONING & PLANNING AND FINANCE COMMITTEES

#315-14 ALD. HESS-MAHAN, ALBRIGHT, CROSSLEY AND DANBERG proposing an amendment to Chapter 2 of the City of Newton Ordinances setting forth requirements for procurement of materials and services by non-governmental recipients of federal, state or local funds administered by the City, such as CDBG and CPA funds. In order to encourage non-profit and other private organizations to participate in affordable housing, cultural and other public-private collaborations, such procurement requirements should accommodate the needs of non-governmental recipients for flexibility given the multiple public and private sources of funds necessary for any project by not placing undue or unreasonable burdens on them.

FINANCE VOTED NO ACTION NECESSARY 7-0

REFERRED TO 2016-2017 CITY COUNCIL 7-0

#265-14

ALD. BLAZAR, YATES AND DANBERG requesting:

1. to amend Section 22-50 to increase the time period for determinations of historical significance to 30 days, and to increase the time period for hearings, rulings and written notice on appeals from historical significance determinations to 60 days;
2. to amend Section 22-50 to increase the time period to hold a public hearing as to whether or not a historically significant building or structure is preferably preserved to 60 days;
3. to amend Section 22-50 to increase the demolition delay period for buildings and structures on or eligible for listing in the National Register of Historic Places to 30 months;
4. and to amend Section 22-50 to increase the demolition delay period for all other preferably preserved buildings or structures to 24 months.

REFERRED TO 2016-2017 CITY COUNCIL 7-0

#266-14

ALD. BLAZAR, YATES AND DANBERG requesting:

1. to amend Section 22-50 to require that in the event there is a transfer of legal or beneficial ownership of a preferably preserved property during the demolition delay period, the full demolition delay period will restart from the date of the transfer of ownership;
2. and further requesting to amend Section 22-50 to require that in the event a transfer of legal or beneficial ownership of a preferably preserved property occurs after the expiration of a demolition delay period but prior to the issuance of a demolition permit, no demolition permit shall issue until the new owner complies with the procedures of Section 22-50(c)(5).

REFERRED TO 2016-2017 CITY COUNCIL 7-0

#238-14

ALD. SANGIOLO requesting the Executive Department and Planning Department work with the Board of Aldermen to develop a Housing Production Plan in accordance with 760 CMR 56.03(4) and guidelines adopted by the Department of Housing and Community Development as soon as possible.

REFERRED TO 2016-2017 CITY COUNCIL 7-0

#140-14

ALD. CROSSLEY AND HESS-MAHAN requesting to amend **Chapter 30**, City of Newton Zoning Ordinances, to include a "lodging house" ordinance to promulgate rules requiring annual fire, safety and health inspections and licensing of buildings providing single room occupancy and/or congregate living arrangements.

REFERRED TO 2016-2017 CITY COUNCIL 7-0

#429-13 ALD. HESS-MAHAN requesting repeal and/or amendment of Zoning Ordinances Section 30-1, Definitions, 30-8(b)(2), Special Permits in Single Family Residential Districts, and 30-10(d)(4), Number of Parking Stalls, concerning “Congregate Living Facility”, as required by federal and state anti-discrimination and fair housing laws and regulations.
REFERRED TO 2016-2017 CITY COUNCIL 7-0

#427-13 ALD. HESS-MAHAN requesting discussion and periodic updates of steps the City of Newton is taking to ensure that its implementation of the Consolidated Plan, Annual Action Plan and Citizen Participation Plan and use of CDBG, HOME and ESG funds comply with federal and state fair housing and anti-discrimination laws and regulations, and its duty to affirmatively further fair housing.
REFERRED TO 2016-2017 CITY COUNCIL 7-0

#222-13(2) THE ZONING AND PLANNING COMMITTEE proposing to amend **Chapter 30**, City of Newton Zoning Ordinances, to regulate the dimensions and setbacks of front facing garages in residential zoning districts.
REFERRED TO 2016-2017 CITY COUNCIL 7-0

#129-13 ALD. HESS-MAHAN proposing to amend and/or clarify definition and provisions for granting a special permit for “attached dwellings” in the City of Newton Zoning Ordinances, **Chapter 30-1, 30-8(b)(13) and 30-9(b)(5)**.
REFERRED TO 2016-2017 CITY COUNCIL 7-0

#80-13 THE PLANNING DEPARTMENT requesting update discussions of the zoning reform project.
REFERRED TO 2016-2017 CITY COUNCIL 7-0

#308-12 ALD. HESS-MAHAN & ALBRIGHT requesting a discussion with the Mayor’s office and the Planning & Development Department of policies, procedures, and criteria relating to determinations concerning expenditures of Community Development Block Grant (CDBG) funds.
REFERRED TO 2016-2017 CITY COUNCIL 7-0

REFERRED TO ZONING & PLANNING, LAND USE & FINANCE COMMITTEES

#273-12 ALD. CROSSLEY & HESS-MAHAN requesting a restructuring and increase in fees for permits charged by the Inspectional Services Department and fees charged by the Planning Department and City Clerk to assure that fees are both sufficient to fund related services provided and simple to administer.
LAND VOTED NO ACTION NECESSARY 7-0
FINANCE VOTED NO ACTION NECESSARY 7-0
REFERRED TO 2016-2017 CITY COUNCIL 7-0

REFERRED TO FINANCE AND APPROPRIATE COMMITTEES

- #257-12 RECODIFICATION COMMITTEE recommending (1) review of the Fees, Civil Fines/Non-Criminal Disposition contained in Chapter 17 LICENSING AND PERMITS GENERALLY and Chapter 20 CIVIL FINES/NON-CRIMINAL DISPOSITION CIVIL FINES to ensure they are in accordance with what is being charged and (2) review of the acceptance of G.L. c. 40 §22F, accepted on July 9, 2001, which allows certain municipal boards and officers to fix reasonable fees for the issuance of certain licenses, permits, or certificates.
PROG & SERV REFERRED TO 2016-2017 CITY COUNCIL 8-0
PS&T REFERRED TO 2016-2017 5-0
PUBLIC FACILITIES REFERRED TO 2016-2017
FINANCE VOTED NO ACTION NECESSARY 7-0
REFERRED TO 2016-2017 CITY COUNCIL 7-0
- #61-10 ALD. CICCONE, SWISTON, LINSKY, CROSSLEY AND HESS-MAHAN requesting a discussion relative to various solutions for bringing existing accessory and other apartments that may not meet the legal provisions and requirements of Chapter 30 into compliance.
REFERRED TO 2016-2017 CITY COUNCIL 7-0
- #391-09 ALD. DANBERG, MANSFIELD, VANCE AND HESS-MAHAN requesting an amendment to §30-19 to allow payments-in-lieu of providing required off-street parking spaces when parking spaces are waived as part of a special permit application.
REFERRED TO 2016-2017 CITY COUNCIL 7-0
- #22-15 ALD. YATES requesting that utilization of the Massachusetts Rental Voucher Program be added as an allowable means of complying with the inclusionary zoning provision in Phase II of Zoning Reform.
REFERRED TO 2016-2017 CITY COUNCIL 7-0
- #323-14 ALD. YATES, NORTON, COTE AND SANGIOLO proposing to amend Chapter 30 to require that the front doors of single-family homes, two-family homes and other residential structures face the street on which their lots are located.
REFERRED TO 2016-2017 CITY COUNCIL 7-0
- #139-14 ALD. ALBRIGHT requesting to amend **Chapter 30**, City of Newton Zoning Ordinances, to clarify rules relative to retaining walls.
REFERRED TO 2016-2017 CITY COUNCIL 7-0

- #404-13 NATASHA STALLER et al. requesting a revision to the zoning District boundary Lines so as to transfer from Multi-Residence 1 District to a Single Residence 3 District the following properties:
Assessors' parcels SBL nos. 61-037-0004 through 61-037-0013; 61-042-0007 through 61-042-0023; 65-019-0001; 65-019-0007 through 65-019-0012; 65-019-0014 through 65-019-0022; 65-019-0009A; 65-019-0017B and 65-019-0022A.
Also requesting transfer from a Single Residence 2 District to a Single Residence 3 District SBL no. 65-019-0015A.
A MOTION TO AMEND THE PREVIOUSLY APPROVED POSTPONEMENT OF DOCKET ITEM #404-13 TO APRIL 7, 2014 TO SUBSTITUTE RECOMMITTAL OF THE ITEM TO THE ZONING & PLANNING COMMITTEE WAS APPROVED BY VOICE VOTE ON MARCH 17, 2014.
REFERRED TO 2016-2017 CITY COUNCIL 7-0
- #264-13 ALD. YATES requesting that the Zoning Reform Group or its successor consider amending City of Newton Zoning Ordinances Chapter 30 to develop additional residential districts reflecting the small lots in older sections of the City and map changes to bring the zones of more residential sections of the City into conformity with the existing land uses.
REFERRED TO 2016-2017 CITY COUNCIL 7-0
- #81-13 DIRECTOR OF PLANNING & DEVELOPMENT on behalf of the Newton Housing Partnership requesting consideration of naturally affordable compact housing opportunities in MR1 zones.
REFERRED TO 2016-2017 CITY COUNCIL 7-0
- #65-13 ALD. YATES, FISCHMAN, KALIS requesting that Chapter 30 be amended to require a special permit for major topographic changes.
REFERRED TO 2016-2017 CITY COUNCIL 7-0
- #64-13 NEWTON HISTORICAL COMMISSION requesting the creation of an administrative permitting process for converting historic barns and carriage houses into accessory apartments to assist in their preservation.
REFERRED TO 2016-2017 CITY COUNCIL 7-0
- #153-11 ALD. DANBERG, ALBRIGHT, HESS-MAHAN, JOHNSON requesting that Chapter 30 be amended by adding a new Sec. 30-14 creating certain Retail Overlay Districts around selected village centers in order to encourage vibrant pedestrian-oriented streetscapes which would allow certain uses at street level, including but not limited to financial institutions, professional offices, and salons, by special permit only and require minimum transparency standards for street-level windows for all commercial uses within the proposed overlay districts.
REFERRED TO 2016-2017 CITY COUNCIL 7-0

#152-10 ALD. BAKER, FULLER, SCHNIPPER, SHAPIRO, FISCHMAN, YATES AND DANBERG recommending discussion of possible amendments to **Section 30-19** of the City of Newton Ordinances to clarify parking requirements applicable to colleges and universities.

REFERRED TO 2016-2017 CITY COUNCIL 7-0

#164-09(2) ALD. HESS-MAHAN requesting that the Planning Department study the dimensional requirements for lot and building size for accessory apartments and make recommendations for possible amendments to those dimensional requirements to the board of Aldermen that are consistent with the Newton Comprehensive Plan.

REFERRED TO 2016-2017 CITY COUNCIL 7-0

#142-09(7) ALD. HESS-MAHAN AND JOHNSON proposing a Resolution to request that the Director of Planning and Development and the Commissioner of Inspectional Services reconvene a Floor Area Ratio working group to review and analyze the definition of “*Floor area, gross*” for residential structures as it is used in the definition and calculation of “*Floor area ratio*” in **Section 30-1** with respect to actual usage, and, if necessary, make recommendations for amendments thereto and in the dimensional regulations contained in **Section 30-15(u)** and *Table A* of **Section 30-15(u)**, the purpose of which is to regulate the size, density and intensity of use in the construction or renovation of, or additions to a residential structure, to more accurately reflect and be compatible with neighborhood character, and to ensure that a proposed residential structure is consistent with and not in derogation of the size, scale and design of other existing structures in the neighborhood, and is not inconsistent with the City’s Comprehensive Plan.

REFERRED TO 2016-2017 CITY COUNCIL 7-0

REFERRED TO PROGRAMS AND SERVICES COMMITTEE

Wednesday, December 9, 2014

Present: Ald. Sangiolo (Chairman), Rice, Baker, Hess-Mahan, Leary, Blazar, Kalis and Norton

Also Present: Ald. Harney

Appointment by His Honor the Mayor

#330-15 BRYAN BARASH, 47 Gardener Street, Nonantum, appointed as a member of the HUMAN RIGHTS COMMISSION for a term to expire March 15, 2017
(60 days 2/6/16)

APPROVED 7-0 (Baker not voting)

REFERRED PROGRAMS & SERVICES AND FINANCE COMMITTEES

#345-15 HIS HONOR THE MAYOR requesting authorization to transfer the sum of fifty-six thousand dollars (\$56,000) from Budget Reserve to the Veterans Department's Veterans Benefits Account to pay the second installment for the purchase of the quadrant of graves located in the Newton Cemetery.
FINANCE APPROVED on 12/14/15
APPROVED 7-0 (Baker not voting)

#31-15 PROGRAMS & SERVICES COMMITTEE proposing an ordinance to limit the use of leafblowers.
HELD AND REFERRED TO THE 2016-2017 CITY COUNCIL 7-0 (Norton not voting)

#31-15(2) THE PROGRAMS & SERVICES COMMITTEE requesting to amend *Chapter 20-13, Noise Control*, relative to time restrictions on the use of yard, garden or grounds maintenance equipment.
HELD AND REFERRED TO THE 2016-2017 CITY COUNCIL 7-0 (Norton not voting)

Appointment by His Honor the Mayor

#331-15 NICOLA CURTIN, 236 Bellevue Street, Newton, appointed as a member of the HUMAN RIGHTS COMMISSION for a term to expire March 15, 2017 (60 days 2/6/16)
REFERRED TO THE 2016-2017 CITY COUNCIL 7-0 (Norton not voting)

#332-15 CITY CLERK reporting that the November 3, 2015 Non-binding Ballot Question asking that a resolution be sent by the City of Newton to Governor Charles Baker asking him to instruct the Nuclear Regulatory Commission (NRC) to revoke the operating license of the 42-year-old Pilgrim Nuclear Station, 38 miles from Newton in Plymouth, MA, because the safety of the public cannot be assured, was approved by the voters of Newton, 6,168 in favor and 2,819 opposed.
REFERRED TO THE 2016-2017 CITY COUNCIL 7-0 (Norton not voting)

REFERRED TO PROGRAMS & SERVICES AND PUBLIC SAFETY COMMITTEES

#312-15 ALD. COTE, HARNEY AND NORTON, requesting a review and discussion of the opiate overdose epidemic including an update from the Health Department appraising the board on the current situation to include comparative statistics from previous years as to the number of opiate overdoses handled by first responders. In addition, what is being done immediately to take this on and what support can the Board provide.
PS&T REFERRED TO THE 2016-2017 CITY COUNCIL 4-0
REFERRED TO THE 2016-2017 CITY COUNCIL 8-0

REFERRED TO FINANCE AND APPROPRIATE COMMITTEES

- #288-15 HIS HONOR THE MAYOR submitting the FY 2017-FY 2021 Capital Improvement Plan pursuant to section 5-3 of the Newton City Charter.
REFERRED TO THE 2016-2017 CITY COUNCIL 8-0

REFERRED TO PROG & SERV AND PUBLIC FACILITIES COMMITTEES

- #201-15 ALD. SANGIOLO requesting a discussion with the Commissioner of Public Buildings, the Commissioner of Parks and Recreation, and the Executive Department regarding the condition of the property located at 246 Dudley Road (Kennard Estate) and how much, if any, repairs and upgrades will be needed as the City relocates the Parks and Recreation Department to that location.
PUBLIC FACIL REFERRED TO THE 2016-2017 CITY COUNCIL 7-0
REFERRED TO THE 2016-2017 CITY COUNCIL 8-0

REFERRED TO PROG & SERV AND PUBLIC FACILITIES COMMITTEES

- #141-15 ALD. BROUSAL-GLASER, SANGIOLO, HESS-MAHAN, COTE, NORTON AND ALBRIGHT requesting a discussion with *the Director of Urban Forestry*, a representative of the Department of Public Works and a representative of the Law Department about tracking and improving the condition of the gas utility infrastructure in Newton, new state statutes governing infrastructure repairs, coordination of increased repair work with city operations, the status of negotiations with National Grid to compensate for tree deaths resulting from gas leaks, and the possibility of creating a utilities working group to monitor progress on these and related issues.
PUBLIC FACIL REFERRED TO THE 2016-2017 CITY COUNCIL 7-0
REFERRED TO THE 2016-2017 CITY COUNCIL 8-0

REFERRED TO PROG & SERV AND PUBLIC FACILITIES COMMITTEES

- #140-15 PROGRAMS & SERVICES AND PUBLIC FACILITIES COMMITTEES requesting that the School Department and/or the Executive Department provide updates on the progress of the potential purchase of the Aquinas site as well as short and long term plans for uses and operations at the site.
PUBLIC FACILITIES VOTED NO ACTION NECESSARY 8-0
REFERRED TO THE 2016-2017 CITY COUNCIL 8-0

REFERRED TO PUB FACIL, PROG & SERV, AND PS&T COMMITTEES

- #46-15 ALD. JOHNSON & CICCONE, requesting a discussion with the Commissioner of Department of Public Works and the School Department to determine and discuss parking options including use of school properties based on the current municipal parking lot programs including the issuance of permits.
PUBLIC FACIL REFERRED TO THE 2016-2017 CITY COUNCIL 6-0
PS&T REFERRED TO THE 2016-2017 CITY COUNCIL 4-0
REFERRED TO THE 2016-2017 CITY COUNCIL 8-0

#483-14 PROGRAMS & SERVICES COMMITTEE proposing a RESOLUTION to promote a cooperative program with food establishments in the City, the Newton-Needham Chamber of Commerce, the Economic Development Commission, the Director of Economic Development and members of the Board of Aldermen, to find opportunities for these establishments to provide their food services for events in the City.

REFERRED TO THE 2016-2017 CITY COUNCIL 8-0

#377-14 THE PROGRAMS & SERVICES COMMITTEE requesting a discussion with the Director of Senior Services, the Council on Aging and the Executive Department relative to changes in the use of the Senior Center at 345 Walnut Street.

REFERRED TO THE 2016-2017 CITY COUNCIL 8-0

REFERRED TO PROGRAMS & SERVICES AND FINANCE COMMITTEES

#216-14 ALD. HESS-MAHAN, ALBRIGHT, BAKER, CROSSLEY, NORTON AND SANGIOLO proposing the following amendments to Chapter 12 Health and Human Services of the Revised Ordinances to:

- require owners of dwellings requiring a Certificate of Habitability under Section 12-1 and real estate agents/brokers who receive compensation in connection with the particular real estate transaction to notify the Commissioner of Health and Human Services whenever an apartment, tenement, or room in a lodging house is vacated by the occupant or when an area in an existing building is converted to a condominium prior to being reoccupied by a new tenant, lodger or occupant;
- require educational institutions to disclose addresses of undergraduates living off-campus in Newton;
- require a fee for certification; and
- impose a fine for violation of these provisions.

FINANCE VOTED NO ACTION NECESSARY 7-0 on 12/14/15

REFERRED TO THE 2016-2017 CITY COUNCIL 8-0

REFERRED TO PROGRAMS & SERVICES AND PUBLIC FACILITIES COMMITTEES

#119-14 ALD. ALBRIGHT AND CROSSLEY requesting discussion with the Inspectional Services Department to explain the development of short and long term plans to identify and correct buildings, sidewalks, playgrounds, etc., that do not conform to American Disability Act (ADA) standards. The discussion should include information on how improvements will be incorporated into the Capital Improvement Plan or if less than \$75,000 into a comprehensive budget plan to correct ADA deficiencies. [03/12/14 @ 4:18 PM]

PUBLIC FACIL REFERRED TO THE 2016-2017 CITY COUNCIL 7-0

REFERRED TO THE 2016-2017 CITY COUNCIL 8-0

REFERRED TO FINANCE AND PROGRAMS & SERVICES COMMITTEE

#402-13 ALD. FULLER, GENTILE, RICE and LINSKY requesting a Home Rule Petition to amend Article 9 of the Charter to clarify that Neighborhood Area Councils shall maintain and control their own financial accounts and records, independent of City finances; and to further clarify that such independent financial accounts and records shall remain subject to City audit.

FINANCE APPROVED AS AMENDED 7-0 on 12/14/15

REFERRED TO THE 2016-2017 CITY COUNCIL 8-0

#398-13 ALD. BAKER & DANBERG requesting a discussion of a possible ordinance, regulations or otherwise, to complement zoning regulation of any licensed Registered Marijuana Dispensaries to respond to any secondary impacts so as to make the operation of such dispensaries as successful as possible.

REFERRED TO THE 2016-2017 CITY COUNCIL 8-0

#34-13 ALD. DANBERG, ALBRIGHT, BLAZAR, RICE, LINSKY AND CROSSLEY requesting a prohibition on polystyrene-based disposable food or beverage containers in the City of Newton if that packaging takes place on the premises of food establishments within the City.

REFERRED TO THE 2016-2017 CITY COUNCIL 8-0

REFERRED TO FINANCE AND APPROPRIATE COMMITTEES

#257-12 RECODIFICATION COMMITTEE recommending (1) review of the Fees, Civil Fines/Non-Criminal Disposition contained in Chapter 17 LICENSING AND PERMITS GENERALLY and Chapter 20 CIVIL FINES/NON-CRIMINAL DISPOSITION CIVIL FINES to ensure they are in accordance with what is being charged and (2) review of the acceptance of G.L. c. 40 §22F, accepted on July 9, 2001, which allows certain municipal boards and officers to fix reasonable fees for the issuance of certain licenses, permits, or certificates.

ZONING & PLANNING REFERRED TO 2016-2017 CITY COUNCIL 7-0

PS&T REFERRED TO 2016-2017 CITY COUNCIL 5-0

PUBLIC FACILITIES REFERRED TO 2016-2017 CITY COUNCIL 7-0

FINANCE VOTED NO ACTION NECESSARY 7-0

REFERRED TO THE 2016-2017 CITY COUNCIL 8-0

#229-12 RECODIFICATION COMMITTEE recommending a review and possible amendment to the *Board of Aldermen Rules & Orders 2012-2013* relative to review of draft ordinances by the Law Department.

REFERRED TO THE 2016-2017 CITY COUNCIL 8-0

REFERRED TO PUBLIC SAFETY & TRANSPORTATION COMMITTEE

Wednesday, December 9, 2015

Present: Ald. Ciccone (Chair), Cote, Harney, Schwartz and Fuller; absent: Ald. Johnson, Yates and Lipof

- #234-12 RECODIFICATION COMMITTEE recommending that the definition of *Speed humps* in **Sec. 19-1. of Chapter 19 MOTOR VEHICLES AND TRAFFIC** be amended to make it consistent with current design/practice standards.
APPROVED 4-0 (Fuller not voting)

REFERRED TO PUBLIC SAFETY AND PUBLIC FACILITIES COMMITTEES

- #314-15 ALD. COTE, HARNEY AND NORTON requesting a review of all public buildings with a priority on schools and the Senior Center to ensure that functioning carbon monoxide detectors, that alert the entire facility are in use.
PUBLIC FACILITIES VOTED NO ACTION NECESSARY 8-0 on 12/09/15
NO ACTION NECESSARY 4-0 (Fuller not voting)

REFERRED TO FINANCE AND APPROPRIATE COMMITTEES

- #288-15 HIS HONOR THE MAYOR submitting the FY 2017-FY 2021 Capital Improvement Plan pursuant to section 5-3 of the Newton City Charter.
FINANCE REFERRED TO 2016-2017 CITY COUNCIL 7-0
REFERRED TO 2016-2017 CITY COUNCIL, 6-0
- #326-14 ALD. ALBRIGHT, requesting a discussion and a plan to replace all Newton parking meters within two years.
REFERRED TO 2016-2017 CITY COUNCIL, 6-0
- #137-11 ALD. DANBERG AND FULLER requesting possible changes to City Ordinance 19-191, Parking Meter Fees, to require a minimum purchase at long-term parking meters in order to discourage short-term use.
REFERRED TO 2016-2017 CITY COUNCIL, 6-0
- #72-14 ALD. CICCONE & JOHNSON, requesting a discussion of the installation of a possible bike lane on Walnut Street between Otis Street and Commonwealth Avenue.
REFERRED TO 2016-2017 CITY COUNCIL, 6-0

REFERRED TO FINANCE AND APPROPRIATE COMMITTEES

#257-12 RECODIFICATION COMMITTEE recommending (1) review of the Fees, Civil Fines/Non-Criminal Disposition contained in Chapter 17 LICENSING AND PERMITS GENERALLY and Chapter 20 CIVIL FINES/NON-CRIMINAL DISPOSITION CIVIL FINES to ensure they are in accordance with what is being charged and (2) review of the acceptance of G.L. c. 40 §22F, accepted on July 9, 2001, which allows certain municipal boards and officers to fix reasonable fees for the issuance of certain licenses, permits, or certificates.

FINANCE VOTED NO ACTION NECESSARY 7-0 on 12/14/15

REFERRED TO 2016-2017 CITY COUNCIL, 6-0

#240-12 RECODIFICATION COMMITTEE requesting that **Chapter 19 MOTOR VEHICLES AND TRAFFIC** be amended to determine who has jurisdiction for parking on municipal land, the owning department as described in **Sec. 19-224. Parking prohibited on city grounds.** or the Traffic Council as described in **Sec. 19-26. Authority and role of Traffic Council.**

REFERRED TO 2016-2017 CITY COUNCIL, 5-0

REFERRED TO PUB FACIL, PROG & SERV, AND PS&T COMMITTEES

#46-15 ALD. JOHNSON & CICCONE, requesting a discussion with the Commissioner of Department of Public Works and the School Department to determine and discuss parking options including use of school properties based on the current municipal parking lot programs including the issuance of permits

PUBLIC FACILITIES REFERRED TO 2016-2017 CITY COUNCIL 6-0

PROGRAMS & SERVICES REFERRED TO CITY COUNCIL 8-0

REFERRED TO 2016-2017 CITY COUNCIL 4-0 (Fuller not voting)

REFERRED TO PROGRAMS & SERVICES AND PUBLIC SAFETY COMMITTEES

#312-15 ALD. COTE, HARNEY AND NORTON, requesting a review and discussion of the opiate overdose epidemic including an update from the Health Department appraising the board on the current situation to include comparative statistics from previous years as to the number of opiate overdoses handled by first responders. In addition, what is being done immediately to take this on and what support can the Board provide.

PROGRAMS & SERVICES REFERRED TO THE CITY COUNCIL 8-0

REFERRED TO 2016-2017 CITY COUNCIL 4-0 (Fuller not voting)

#197-15 ALD. ALBRIGHT, on behalf of a constituent requesting a discussion with the Chief of Police and the Commissioner of Parks and Recreation on the use of drones in the City of Newton to discuss what means and methods could become policy or ordinances to deal with an increase of privacy complaints as well as uses of more serious consequences.

REFERRED TO 2016-2017 CITY COUNCIL 4-0 (Fuller not voting)

#28-14 ALD. CICCONE AND FULLER on behalf of the Health Department and the Emergency Medical Services (EMS) requesting a discussion on duplicate street names.

REFERRED TO 2016-2017 CITY COUNCIL 4-0 (Fuller not voting)

#319-15 ACTING DIRECTOR OF PLANNING & DEVELOPMENT, requesting a discussion and presentation of the draft Newton Centre Parking strategy.

REFERRED TO 2016-2017 CITY COUNCIL 4-0 (Fuller not voting)

REFERRED TO PUBLIC SAFETY & TRANS AND FINANCE COMMITTEES

#465-14 ALD. SANGIOLO, GENTILE AND HARNEY, requesting a discussion regarding reducing the fee charged to residents for permit parking programs.

FINANCE VOTED NO ACTION NECESSARY 7-0 on 12/14/15

REFERRED TO 2016-2017 CITY COUNCIL 4-0 (Fuller not voting)

REFERRED TO PS&T AND PUBLIC FACILITIES COMMITTEES

#413-11 ALD. CICCONE, SALVUCCI, GENTILE & LENNON updating the Public Facilities and Public Safety & Transportation Committees on the progress of renovations to the city's fire stations.

PUBLIC FACILITIES REFERRED TO 2016-2017 CITY COUNCIL 7-0

REFERRED TO 2016-2017 CITY COUNCIL 4-0 (Fuller not voting)

REFERRED TO PUBLIC FACILITIES COMMITTEE

Wednesday, December 9, 2015

Present: Ald. Crossley (Chair), Lennon, Albright, Brousal-Glaser, Gentile, Danberg Laredo, and Lappin; also present: Ald. Fuller

#333-15 NATIONAL GRID petitioning for a grant of location to install and maintain 200' ± of 4" gas main in OLD FARM ROAD from the existing 12" gas main in Brookline Street southerly to provide gas service to 12 Old Farm Road.

DENIED 8-0

#334-15 COMCAST OF MASSACHUSETTS petitioning for a grant of location to install conduit from Pole # NT/68 located in an island at the intersection of Langley Road, Summer Street and Beacon Street southerly for 55' ± to the Beacon Street curb line and continuing in Beacon Street 196' ± to 792-796 Beacon Street.

APPROVED 8-0

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

#346-15 HIS HONOR THE MAYOR requesting authorization to transfer the sum of one hundred fifteen thousand five hundred dollars (\$115,000) from Budget Reserve to the Public Buildings Department to fund the demolition of the garage and site restoration at 525 Winchester Street Newton Highlands.

FINANCE APPROVED 7-0 on 12/14/15

APPROVED 7-0-1 (Lappin abstaining)

#417-13 PUBLIC FACILITIES COMMITTEE requesting that the Administration provide updates on the progress of the Angier Elementary School project.

NO ACTION NECESSARY 8-0

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

#455-14 HIS HONOR THE MAYOR recommending amendment to Chapter 29, Section 80 **Sewer/Stormwater use charge.** of the City of Newton Ordinances to create a storm water rate fee structure based upon square footage of impervious surface area.

FINANCE REFERRED TO THE 2016-2017 CITY COUNCIL 7-0

HELD AND REFERRED TO THE 2016-2017 CITY COUNCIL 8-0

#131-13 ALD. CROSSLEY, FULLER, SALVUCCI, JOHNSON, CICCONE requesting periodic updates and discussion, at the discretion of the members of the Public Facilities Committee or the Commissioner of Public Works, on the condition functioning, operations and management of all elements of the City sewer, water and storm water systems including the following:

- Water meters
- Implementation of the ten project area strategic plan to remove infiltration in the City sewer system
- Implementation of the long range strategic plan to repair and replace City water mains, especially to correct for fire flow
- Status of the City's Private Inflow Removal Program to resolve and disconnect illegal storm water connections to the City sewer system
- Current billing practices
- Rates analyses needed to facilitate an informed comparison of billing options to include the following options either alone or in combination: seasonal rates, second meters, tiered rates, frequency of billing, low income credits.

HELD AND REFERRED TO THE 2016-2017 CITY COUNCIL 8-0

#48-15 ALD. JOHNSON, SANGIOLO & YATES requesting discussion with the Commissioner of Public Works re (1) short and long term snow clearing of streets/sidewalks (2) proactive planning re issues resulting from melting snow (3) short term plans for addressing potholes, and (4) how the DPW will use data gathered from where potholes need to be filled to guide planning for street repairs.

NO ACTION NECESSARY 8-0

REFERRED TO PUBLIC SAFETY AND PUBLIC FACILITIES COMMITTEES

- #314-15 ALD. COTE, HARNEY AND NORTON requesting a review of all public buildings with a priority on schools and the Senior Center to ensure that functioning carbon monoxide detectors, that alert the entire facility are in use.
PS&T VOTED NO ACTION NECESSARY 4-0 on 12/09/15
NO ACTION NECESSARY 8-0

REFERRED TO PROG & SERV AND PUBLIC FACILITIES COMMITTEES

- #140-15 PROGRAMS & SERVICES AND PUBLIC FACILITIES COMMITTEES
requesting that the School Department and/or the Executive Department provide updates on the progress of the potential purchase of the Aquinas site as well as short and long-term plans for uses and operations at the site.
PROG & SERV REFERRED TO 2016-2017 CITY COUNCIL on 11/18/15
NO ACTION NECESSARY 8-0

- #62-14 ALD. CROSSLEY, HESS-MAHAN, ALBRIGHT AND SALVUCCI requesting a report from the administration on the status of the City strategy to meet its obligations as a Department of Energy Resources Green Community, to reduce municipal energy consumption by 20% over five years, particularly regarding advancing the implementation of the building energy audits program recommending energy efficiency measures in existing buildings, and how that strategy is incorporated into the capital improvement plan.
NO ACTION NECESSARY 7-0 (Gentile not voting)

- #47-15 ALD. RICE AND YATES requesting establishment of a pilot storm water treatment program for the streets in Waban between Quinobequin Road and Chestnut Street including but not limited to Amherst Road, Radcliffe Road and Tamworth Road.
NO ACTION NECESSARY 6-0 (Gentile, Lappin not voting)

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

- #41-13 ALD. CROSSLEY, FULLER AND SALVUCCI requesting a discussion with the administration to review how the city inventories, plans for, budgets and accounts for needed smaller capital expenditures (currently set at under \$75,000), which are excluded from the Capital Improvement Plan (CIP); how to make these non-CIP capital maintenance items visible, and how to integrate them with the overall planning, CIP, and budgeting processes.
FINANCE VOTED NO ACTION NECESSARY 7-0 on 12/14/15
NO ACTION NECESSARY 7-0 (Gentile not voting)

- #253-07 ALD. LINSKY ALBRIGHT, JOHNSON, HARNEY, SANGIOLO, SALVUCCI, MANSFIELD, BURG, SCHNIPPER requesting (1) a review as to how provisions of applicable ordinances, specifically 5-58, were implemented during the course of the Newton North project, and (2) consider proposed revisions of 5-58 including, but not limited to:
- (a) timely provision of documentation by the public building department to the Board of Aldermen and Design Review Committee;
 - (b) establishment of liaison committees to facilitate communications and input from neighborhoods affected by projects subject to this ordinance;
 - (c) approval of final design plans by the Board of Aldermen of projects subject to this ordinance;
 - (d) oversight during the construction phase of projects subject to this ordinance by appropriate Board committee(s) both in respect to approval of change orders as well as design changes; and
 - (e) generation of a required record detailing the entire construction process by the public building department to guide present and future oversight of projects subject to this ordinance.
 - (f) establishment of a committee to provide oversight for public building construction and renovation during all phases of planning, design and construction.

NO ACTION NECESSARY 7-0 (Gentile not voting)

- #313-15 ALD. LAPPIN requesting an update from the Department of Public Works on the second water meter program including: the progress of the inspection and programming of the approximately 900 new outdoor irrigation meters provided by the City to property owners that have yet to be inspected and/or programmed by the City; the process going forward for the issuance, inspection, programming and tracking of second meters; and the notification of residents who already had second meters regarding the process for registering their meters.

REFERRED TO THE 2016-2017 CITY COUNCIL 8-0

REFERRED TO FINANCE AND APPROPRIATE COMMITTEES

- #288-15 HIS HONOR THE MAYOR submitting the FY 2017-FY 2021 Capital Improvement Plan pursuant to section 5-3 of the Newton City Charter.

REFERRED TO THE 2016-2017 CITY COUNCIL 7-0 (Gentile not voting)

REFERRED TO PROGRAMS&SERVICES AND PUBLIC FACILITIES COMMITTEES

- #201-15 ALD. SANGIOLO requesting a discussion with the Commissioner of Public Buildings, the Commissioner of Parks and Recreation, and the Executive Department regarding the condition of the property located at 246 Dudley Road (Kennard Estate) and how much, if any, repairs and upgrades will be needed as the City relocates the Parks and Recreation Department to that location.

PROG & SERV REFERRED TO CITY COUNCIL 8-0

REFERRED TO THE 2016-2017 CITY COUNCIL 7-0 (Gentile not voting)

- #200-15 ALD. LAREDO requesting that the Department of Public Works provide an update on the creation of a strategic plan for the improvement of streets and sidewalks in the City.

REFERRED TO THE 2016-2017 CITY COUNCIL 7-0 (Gentile not voting)

REFERRED TO PROG & SERV AND PUBLIC FACILITIES COMMITTEES

- #141-15 ALD. BROUSAL-GLASER, SANGIOLO, HESS-MAHAN, COTE, NORTON AND ALBRIGHT requesting a discussion with the Director of Urban Forestry, a representative of the Department of Public Works and a representative of the Law Department about tracking and improving the condition of the gas utility infrastructure in Newton, new state statutes governing infrastructure repairs, coordination of increased repair work with city operations, the status of negotiations with National Grid to compensate for tree deaths resulting from gas leaks, and the possibility of creating a utilities working group to monitor progress on these and related issues.

PROGRAMS & SERVICES REFERRED TO CITY COUNCIL 8-0

REFERRED TO THE 2016-2017 CITY COUNCIL 7-0 (Gentile not voting)

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

- #133-15 HIS HONOR THE MAYOR requesting authorization to enter into negotiations for the potential lease on city properties for purposes of third-party construction, ownership, and operation of on-site renewable solar energy generation from which the City will purchase electric output and/or net metering credits.

ITEM SPLIT INTO PART A AND PART B

PART A – APPROVED on 11/16/15

PART B – *Solar panels mounted on new carport structures at Newton South High School and solar panels mounted on new carport structures at the Library.* HELD on 011/04/15

FINANCE on 12/14/15

REFERRED TO THE 2016-2017 CITY COUNCIL 7-0 (Gentile not voting)

- #100-15 ALD. NORTON, SANGIOLO, LEARY, AND ALBRIGHT requesting that the Administration pursue municipal aggregation of energy purchasing with the goals of reducing and/or stabilizing electricity costs for residents, businesses and the City; and requiring the purchase of Class 1 RECs at some percentage above the level required by the Massachusetts Renewable Portfolio Standard.

REFERRED TO THE 2016-2017 CITY COUNCIL 7-0 (Gentile not voting)

- #83-15 ALD. CROSSLEY, GENTILE, & ALBRIGHT requesting a discussion and update from the Administration on the following energy related items: status of municipal power purchasing contracts for gas and electricity; status of the Power Purchase Agreement including solar PV rooftop installations, power offset (cost benefit) to date and review of potential future projects; and an update on municipal energy consumption including the recent Green Communities report filed with the Department of Energy Resources.

REFERRED TO THE 2016-2017 CITY COUNCIL 7-0 (Gentile not voting)

REFERRED TO PUB FACIL, PROG & SERV, AND PS&T COMMITTEES

- #46-15 ALD. JOHNSON & CICCONE, requesting a discussion with the Commissioner of Department of Public Works and the School Department to determine and discuss parking options including use of school properties based on the current municipal parking lot programs including the issuance of permits.

PROG & SERV REFERRED TO CITY COUNCIL 8-0

PS&T REFERRED TO THE 2016-2017 CITY COUNCIL 4-0

REFERRED TO THE 2016-2017 CITY COUNCIL 6-0 (Gentile, Lappin not voting)

- #328-14 ALD. ALBRIGHT, DANBERG, & LAREDO requesting a review of double poles in Newton including a random sampling of ten double poles on the north side and ten double poles on the south side of Newton to determine which utility is holding up the removal of double poles.

REFERRED TO THE 2016-2017 CITY COUNCIL 7-0 (Gentile not voting)

- #189-14 PUBLIC FACILITIES COMMITTEE requesting periodic updates on the Zervas Elementary School Project.

REFERRED TO THE 2016-2017 CITY COUNCIL 7-0 (Gentile not voting)

- #188-14 PUBLIC FACILITIES COMMITTEE requesting periodic updates on the Cabot Elementary School Project.

REFERRED TO THE 2016-2017 CITY COUNCIL 7-0 (Gentile not voting)

REFERRED TO PROGRAMS & SERVICES AND PUBLIC FACILITIES COMMITTEES

- #119-14 ALD. ALBRIGHT AND CROSSLEY requesting discussion with the Inspectional Services Department to explain the development of short and long term plans to identify and correct buildings, sidewalks, playgrounds, etc...that do not conform to American Disability Act (ADA) standards. The discussion should include information on how improvements will be incorporated into the Capital Improvement Plan or if less than \$75,000 into a comprehensive budget plan to correct ADA deficiencies.

PROG & SERV REFERRED TO 2016-2017 CITY COUNCIL 8-0

REFERRED TO THE 2016-2017 CITY COUNCIL 7-0 (Gentile not voting)

REFERRED TO FINANCE AND APPROPRIATE COMMITTEES

- #257-12 RECODIFICATION COMMITTEE recommending (1) review of the Fees, Civil Fines/Non-Criminal Disposition contained in Chapter 17 LICENSING AND PERMITS GENERALLY and Chapter 20 CIVIL FINES/NON-CRIMINAL DISPOSITION CIVIL FINES to ensure they are in accordance with what is being charged and (2) review of the acceptance of G.L. c. 40 §22F, accepted on July 9, 2001, which allows certain municipal boards and officers to fix reasonable fees for the issuance of certain licenses, permits, or certificates.

PUBLIC FACILITIES REFERRED TO 2016-2017 CITY COUNCIL 7-0

REFERRED TO PROG. & SERV AND PUBLIC FACILITIES COMMITTEES

- #36-12 ALD. CROSSLEY & FULLER requesting Home Rule legislation or an ordinance to require inspections of private sewer lines and storm water drainage connections prior to settling a change in property ownership, to assure that private sewer lines are functioning properly and that there are no illegal storm water connections to the city sewer mains.

- A) Sewer lines found to be compromised or of inferior construction would have to be repaired or replaced as a condition of sale;
- B) Illegal connections would have to be removed, corrected, and re-inspected in accordance with current city ordinances and codes, as a condition of sale.

PROG & SERV VOTED NO ACTION NECESSARY 6-0 on 11/17/14

REFERRED TO THE 2016-2017 CITY COUNCIL 7-0 (Gentile not voting)

REFERRED TO PS&T AND PUBLIC FACILITIES COMMITTEES

- #413-11 ALD. CICCONE, SALVUCCI, GENTILE & LENNON updating the Public Facilities and Public Safety & Transportation Committees on the progress of renovations to the city's fire stations.

PS&T REFERRED TO THE 2016-2017 CITY COUNCIL 4-0

REFERRED TO THE 2016-2017 CITY COUNCIL 7-0 (Gentile not voting)

- #367-09 PUBLIC FACILITIES COMMITTEE requesting discussion with the Law Department on how to resolve the dispute with NStar regarding whose responsibility it is to repair the streetlight connection between the manhole and the base of the streetlight.

REFERRED TO THE 2016-2017 CITY COUNCIL 7-0 (Gentile not voting)

REFERRED TO FINANCE COMMITTEE

Monday, December 14, 2015

Present: Ald. Gentile (Chair), Ciccone, Norton, Rice, Blazar, Fuller, and Lappin; absent: Ald. Brousal-Glaser; also present: Ald. Leary, Hess-Mahan, Sangiolo, Yates, Danberg, Baker, and Kalis

#336-15 HIS HONOR THE MAYOR requesting authorization to expend twenty-five thousand dollars (\$25,000) received as a bequest from the Estate of Sylvia R. Goldberg to be used by the Newton Council on Aging and the Newton Senior Center. The Council on Aging intends to use the funds to support the creation of a marketing campaign to promote programs and services offered by the Department of Senior Services and the Senior Center.

APPROVED 7-0

#347-15 HIS HONOR THE MAYOR requesting authorization to settle a worker's compensation claim of nine thousand six hundred twenty-three dollars and six cents (\$9,623.06) from the Workers' Compensation Trust Fund for loss of function as a result of a cervical fusion suffered in a work related injury.

APPROVED 7-0

#338-15 HIS HONOR THE MAYOR requesting authorization to transfer the sum of fifty thousand dollars (\$50,000) from Budget Reserve to the Human Resources Department's Consultants Account to cover the costs associated with the development of a safety plan for City Hall and continued sensitivity training for City employees.

APPROVED 7-0

#339-15 HIS HONOR THE MAYOR requesting authorization to transfer the sum of five thousand dollars (\$5,000) from the Law Department's Full-time Salaries Account to the Law Department's Legal Services Account to fund the costs associated with State Bond Counsel's investigation into whether or not the City's planned solar installation at the Rumford Avenue Landfill constitutes an immaterial private purpose use of State bonds.

APPROVED 7-0**REFERRED PROGRAMS & SERVICES AND FINANCE COMMITTEES**

#345-15 HIS HONOR THE MAYOR requesting authorization to transfer the sum of fifty-six thousand dollars (\$56,000) from Budget Reserve to the Veterans Department's Veterans Benefits Account to pay the second installment for the purchase of the quadrant of graves located in the Newton Cemetery.

PROGRAMS & SERVICES APPROVED 7-0 on 12/09/15**APPROVED 7-0**

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

#346-15 HIS HONOR THE MAYOR requesting authorization to transfer the sum of one hundred fifteen thousand five hundred dollars (\$115,000) from Budget Reserve to the Public Buildings Department to fund the demolition of the garage and site restoration at 525 Winchester Street Newton Highlands.
PUBLIC FACILITIES APPROVED 7-0-1 (Lappin abstaining) on 12/09/15
APPROVED 7-0

#340-15 HIS HONOR THE MAYOR requesting authorization to accept and expend a United States Food and Drug Administration grant in the amount of three thousand dollars (\$3,000) to be used for the Health and Human Services Environment Health Specialists to complete training in order to become Food and Drug Administration Standardized Inspectors.
APPROVED 7-0

#341-15 HIS HONOR THE MAYOR requesting authorization to accept and expend a United States Food and Drug Administration grant in the amount of twenty thousand dollars (\$20,000) to be used for the Health and Human Services Standards Coordinator to write a community toolkit for designing and implementing a municipal food grading system.
APPROVED 7-0

#342-15 HIS HONOR THE MAYOR requesting authorization to appropriate five hundred thousand dollars (\$500,000) from CATV Regulation Receipts Reserved for Appropriation for the installation of VoIP (Voice Over Internet Protocol) Technology, fiber components, and video surveillance and security alarm systems, as well as funding the addition of one full-time employee (VoIP/Router Specialist) in the Information Technology Department to the following accounts

VoIP/Security Project	
C11103-5795.....	\$450,000
Full-time Salaries	
0111101-511001	\$50,000

APPROVED 7-0

REFERRED TO ZONING & PLANNING AND FINANCE COMMITTEES

#344-15 COMMUNITY PRESERVATION COMMITTEE recommending the appropriation of seventy-two thousand six hundred fifty-two dollars (\$72,652) from the Community Preservation Fund's historic and general reserves to the control of the Planning & Development Department for a grant to the New Art Center at 61 Washington Park *to create a renovation plan for their* National Register listed building that will comply with federal standards for historic rehabilitation.

ZONING & PLANNING APPROVED AS AMENDED 7-0 on 12/14/15
APPROVED AS AMENDED 7-0

#335-15 COMMUNITY PRESERVATION COMMITTEE recommending the appropriation of one hundred fourteen thousand nine hundred dollars (\$114,900) from the Community Preservation Fund's historic and general reserves to the School Department to rehabilitate and display all three panels of the Maurice Compris mural originally installed in the library of Newton High School in 1936.
APPROVED 6-0-1 (Ciccone abstaining)

#25-15 ALD. GENTILE requesting a discussion regarding the establishment of an Investment Advisory Committee to be comprised of the Treasurer, Chief of Staff/Chief Financial Officer, Comptroller, Chairman of Finance and three residents of the City of Newton.
APPROVED 7-0

#337-15 HIS HONOR THE MAYOR requesting that the Rainy Day Stabilization Fund be converted to a formal statutory stabilization fund per Massachusetts General Law Chapter 40, Section 5B to improve investment income earnings for the Rainy Day Stabilization Fund.
APPROVED 7-0

#343-15 HIS HONOR THE MAYOR requesting authorization to appropriate three hundred eighty-five thousand dollars (\$385,000) from Free Cash to the School Department Budget to fund the retroactive portion of the Newton Teachers Association settlement. [11/30/15 @ 1:11 PM]
APPROVED 6-0-1 (Blazar abstaining)

REFERRED TO FINANCE AND PROGRAMS & SERVICES COMMITTEE

#402-13 ALD. FULLER, GENTILE, RICE and LINSKY requesting ~~a Home Rule Petition to amend Article 9 of the Charter to clarify that Neighborhood Area Councils shall maintain and control their own financial accounts and records, independent of City finances; and to further clarify that such independent financial accounts and records shall remain subject to City audit~~ a RESOLUTION be sent to each Neighborhood Area Council requesting that they establish revolving gift accounts with the City.

PROG & SERV REFERRED TO 2016-2017 CITY COUNCIL 8-0
APPROVED AS AMENDED 7-0

#202-15 ALD. SANGIOLO requesting that City of Newton formally accept and/or take all necessary steps to accept Mass General Law chapter 149 section 148C, in order to qualify full-time, part-time, seasonal, and temporary employees coverage under the earned sick time regulation, 940 CMR 33, as approved by the voters of Massachusetts in the 2014 Election – Ballot question 4 – Earned Sick Time for Employees.
NO ACTION NECESSARY 7-0

REFERRED TO ZONING & PLANNING, LAND USE AND FINANCE COMMITTEES

- #104-15 ALD. JOHNSON, LAREDO, AND GENTILE requesting a report from the Planning Department with the following information: How many of the affordable units developed at Commonwealth Avenue, Pearl Street, and Eddy Street qualify to be included on the State's Subsidized Housing Inventory List. If a property is not currently on the list, what can be done to make it eligible.
LAND USE REFERRED TO 2016-2017 CITY COUNCIL 7-0
ZONING & PLANNING REFERRED TO 2016-2017 CITY COUNCIL 7-0
NO ACTION NECESSARY 7-0

REFERRED TO PUBLIC SAFETY & TRANS AND FINANCE COMMITTEES

- #465-14 ALD. SANGIOLO, GENTILE AND HARNEY requesting a discussion regarding reducing the fee charged to residents for permit parking programs.
PS&T REFERRED TO 2016-2017 CITY COUNCIL 4-0
NO ACTION NECESSARY 7-0
- #461-14 ALD. FULLER AND JOHNSON requesting a report from the Executive Department regarding the current open positions with a report listed by Department of the days open, current month/quarter forecasted to fill, and candidate pipeline/strategy for hiring.
NO ACTION NECESSARY 7-0
- #375-14(6) HIS HONOR THE MAYOR requesting that Sec. 17-6 **Fees for building, electrical, gas and plumbing permits.** of the Revised Ordinances of the City of Newton, 2012 be amended by deleting the section and inserting the following in to take effect July 1, 2015:
 CERTIFICATION OF USE AND OCCUPANCY FEE SCHEDULE
 2. Condominium Certificate of Inspection (not required for \$100.00 new construction)
NO ACTION NECESSARY 7-0

REFERRED TO ZONING & PLANNING AND FINANCE COMMITTEES

- #315-14 ALD. HESS-MAHAN, ALBRIGHT, CROSSLEY AND DANBERG proposing an amendment to Chapter 2 of the City of Newton Ordinances setting forth requirements for procurement of materials and services by non-governmental recipients of federal, state or local funds administered by the City, such as CDBG and CPA funds. In order to encourage non-profit and other private organizations to participate in affordable housing, cultural and other public-private collaborations, such procurement requirements should accommodate the needs of non-governmental recipients for flexibility given the multiple public and private sources of funds necessary for any project by not placing undue or unreasonable burdens on them.
ZONING & PLANNING REFERRED TO 2016-2017 CITY COUNCIL 7-0
NO ACTION NECESSARY 7-0

REFERRED TO PROGRAMS & SERVICES AND FINANCE COMMITTEES

- #216-14 ALD. HESS-MAHAN, ALBRIGHT, BAKER, CROSSLEY, NORTON AND SANGIOLO proposing the following amendments to Chapter 12 Health and Human Services of the Revised Ordinances to:
- require owners of dwellings requiring a Certificate of Habitability under Section 12-1 and real estate agents/brokers who receive compensation in connection with the particular real estate transaction to notify the Commissioner of Health and Human Services whenever an apartment, tenement, or room in a lodging house is vacated by the occupant or when an area in an existing building is converted to a condominium prior to being reoccupied by a new tenant, lodger or occupant;
 - require educational institutions to disclose addresses of undergraduates living off-campus in Newton;
 - require a fee for certification; and
 - impose a fine for violation of these provisions.
- PROG & SERV REFERRED TO 2016-2017 CITY COUNCIL 8-0**
NO ACTION NECESSARY 7-0

- #34-14 ALD. FULLER requesting a discussion with the Executive Office regarding the current status and challenges related to the City of Newton pension and retiree healthcare (OPEB) systems.
- NO ACTION NECESSARY 7-0**

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

- #41-13 ALD. CROSSLEY, FULLER AND SALVUCCI requesting a discussion with the administration to review how the city inventories, plans for, budgets and accounts for needed smaller capital expenditures (currently set at under \$75,000), which are excluded from the Capital Improvement Plan (CIP); how to make these non-CIP capital maintenance items visible, and how to integrate them with the overall planning, CIP, and budgeting processes.
- PUBLIC FACILITIES VOTED NO ACTION NECESSARY on 12/09/15**
NO ACTION NECESSARY 7-0

REFERRED TO ZONING & PLANNING, LAND USE & FINANCE COMMITTEES

- #273-12 ALD. CROSSLEY & HESS-MAHAN requesting a restructuring and increase in fees for permits charged by the Inspectional Services Department and fees charged by the Planning Department and City Clerk to assure that fees are both sufficient to fund related services provided and simple to administer.
- LAND USE VOTED NO ACTION NECESSARY 7-0**
ZONING & PLANNING REFERRED TO 2016-2017 CITY COUNCIL 7-0
NO ACTION NECESSARY 7-0

REFERRED TO PROGRAMS & SERVICES AND FINANCE COMMITTEES

- #185-12 ALD. BAKER, BLAZAR, SANGIOLO, LINSKY, ALBRIGHT & DANBERG requesting that the Board of Aldermen adopt a RESOLUTION to His Honor the Mayor asking that, when the Mayor seeks future Board approval for bonding the cost of additional capital facilities or equipment for the schools, he include in that funding request, as well as in the city-wide Capital Improvement Plan, the estimated costs needed for funding the capital technology needs of the Newton Schools, including the appropriate portions of the estimated project costs of the School Committee's three-year district-wide technology plan not anticipated to be funded by the Information Technology Department budget; the anticipated technology grants from Boston College for the elementary schools; and/or estimated revenue from the E-rate Technology Reimbursement Program.
PROGRAMS & SERVICES APPROVED 6-0 on 07/11/12
NO ACTION NECESSARY 6-0-1 (Lappin abstaining)

REFERRED TO ZONING AND PLANNING AND FINANCE COMMITTEES

- #102-11 ALD. HESS-MAHAN, JOHNSON, COMMISSIONER LOJEK, AND CANDACE HAVENS requesting an amendment to Chapter 17 to establish a fee for filing a notice of condo conversion.
ZONING & PLANNING APPROVED 6-0 on 6/10/13
NO ACTION NECESSARY 7-0

REFERRED TO ZONING AND PLANNING AND FINANCE COMMITTEES

- #95-11 ALD. HESS-MAHAN proposing an ordinance requiring that a notice of conversion to condominium ownership be filed with the Inspectional Services Department and that the property be inspected to determine compliance with all applicable provisions of the state and local codes, ordinances and the rules and regulations of all appropriate regulatory agencies.]
ZONING & PLANNING APPROVED 6-0 on 6/10/13
NO ACTION NECESSARY 7-0

REFERRED TO FINANCE AND APPROPRIATE COMMITTEES

- #257-12 RECODIFICATION COMMITTEE recommending (1) review of the Fees, Civil Fines/Non-Criminal Disposition contained in Chapter 17 LICENSING AND PERMITS GENERALLY and Chapter 20 CIVIL FINES/NON-CRIMINAL DISPOSITION CIVIL FINES to ensure they are in accordance with what is being charged and (2) review of the acceptance of G.L. c. 40 §22F, accepted on July 9, 2001, which allows certain municipal boards and officers to fix reasonable fees for the issuance of certain licenses, permits, or certificates.
ZONING & PLANNING REFERRED TO 2016-2017 CITY COUNCIL 7-0
PROG & SERV REFERRED TO 2016-2017 CITY COUNCIL 8-0
PS&T REFERRED TO 2016-2017 CITY COUNCIL 5-0
PUBLIC FACILITIES REFERRED TO 2016-2017 CITY COUNCIL 7-0
NO ACTION NECESSARY 7-0

#247-12 RECODIFICATION COMMITTEE recommending that Chapter 18 MEMORIAL FUNDS AND TRUSTS be reviewed relative to the consequences and practices of special legislation passed by the General Court in 2007, Chapter 75 of the Acts of 2007, in which the City sought and was granted an exemption from G.L. Chapter 44 §54, which intent was to allow the City greater flexibility in terms of investments.

NO ACTION NECESSARY 7-0

#287-15 HIS HONOR THE MAYOR submitting the FY 2017-FY 2021 5-Year Financial Forecast for Board of Aldermen review/acceptance.

REFERRED TO THE 2016-2017 CITY COUNCIL 7-0

REFERRED TO FINANCE AND APPROPRIATE COMMITTEES

#288-15 HIS HONOR THE MAYOR submitting the FY 2017-FY 2021 Capital Improvement Plan pursuant to section 5-3 of the Newton City Charter.

REFERRED TO THE 2016-2017 CITY COUNCIL 7-0

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

#223-15 ALD. LAREDO requesting a discussion of the process of licensing the current and future use of city building, including: (a) how licensees may request the use of city buildings; (b) the process for determining which licensees will get the use of city buildings; (c) how the fees for the use of city buildings are set; and (d) how the current process compares to the process for permitting the use of school buildings.

PUBLIC FACIL REFERRED TO THE 2016-2017 CITY COUNCIL 7-0

REFERRED TO THE 2016-2017 CITY COUNCIL 7-0

#190-15 ALD. SANGIOLO requesting a discussion with the Executive Department relative to creating a policy to require audio recordings of all meetings of boards and commissions and requiring them to be posted to the City's website, as well as posting of all documentation that is reviewed by boards and commissions and/or by their designated City staff member.

REFERRED TO THE 2016-2017 CITY COUNCIL 7-0

#133-15 HIS HONOR THE MAYOR requesting authorization to enter into negotiations for the potential lease on city properties for purposes of third-party construction, ownership, and operation of on-site renewable solar energy generation from which the City will purchase electric output and/or net metering credits.

ITEM SPLIT INTO PART A AND PART B

PART A – *Ground mounted solar panels at Rumford Avenue landfill, solar panels mounted on new carport structures at 60 Elliot Street, all roof mounted solar panel locations with the exception of City Hall, which is removed from the list of sites for solar panels.* – BOA APPROVED on 11/16/15

PART B – Solar panels mounted on new carport structures at Newton South High School and solar panels mounted on new carport structures at the Library. HELD on 11/09/15

PUBLIC FACIL REFERRED TO THE 2016-2017 CITY COUNCIL 7-0
REFERRED TO THE 2016-2017 CITY COUNCIL 7-0

#84-15 ALD. GENTILE requesting a discussion with the Newton Community Development Foundation (NCDF) regarding their plans for repayment of the deferred rental payments and accrued interest on their ground lease with the City for the former Warren Junior High School site.

REFERRED TO THE 2016-2017 CITY COUNCIL 7-0

REFERRED TO PUBLIC FACILITIES AND FINANCE COMMITTEES

#455-14 HIS HONOR THE MAYOR recommending amendment to Chapter 29, Section 80 **Sewer/Storwater use charge.** to create a storm water rate fee structure based upon square footage of impervious surface area.

PUBLIC FACIL REFERRED TO THE 2016-2017 CITY COUNCIL 7-0
REFERRED TO THE 2016-2017 CITY COUNCIL 7-0

REFERRED TO LAND USE AND FINANCE COMMITTEES

#49-14 LAND USE COMMITTEE requesting discussion with the Chief Financial Officer and the Chief Information Officer regarding the critical need to implement technology which enables the development, management and use of shared, searchable, mobile-accessed (both read and write) database which contains parcel-based information that can be accessed by all city departments (including Planning, Inspectional Services (ISD), Assessing, Engineering, Fire, Police, Health), the Board of Aldermen and the community. This technology must support the work of ISD and other departments in both the office and the field to more effectively and efficiently monitor and enforce compliance with approved special permits and other related Board Orders.

LAND USE REFERRED TO 2016-2017 CITY COUNCIL 7-0
REFERRED TO THE 2016-2017 CITY COUNCIL 7-0

#248-12 RECODIFICATION COMMITTEE recommending that **ARTICLE IV. PURCHASES AND CONTRACTS, Secs. 2-182 through 2-205,** be amended to make it consistent with state law.

REFERRED TO 2016-2017 CITY COUNCIL 7-0

REFERRED TO LAND USE & FINANCE COMMITTEES

#276-10 ALD. FULLER, CROSSLEY, DANBERG, LINSKY requesting a review of guidelines for mitigation fund provisions to maximize the use of such funds on behalf of the city together with mechanisms by which the city can better track such funds to ensure they are used in a timely fashion.

LAND USE VOTED NO ACTION NECESSARY 7-0
REFERRED TO 2016-2017 CITY COUNCIL 7-0

The location of this meeting is handicap accessible and reasonable accommodations will be provided to persons requiring assistance. If you need a special accommodation, *please contact Jini Fairley, at least two days in advance of the meeting: jfairley@newtonma.gov, or 617-796-1253. For Telecommunications Relay Service dial 711.*